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3 UNITED STATES DISTRICT COURT
4 NORTHERN DISTRICT OF CALIFORNIA
5 SAN JOSE DIVISION
6

7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 v.

10 ARACELI MENDOZA,

11 Defendant.
12

Case No. 16-cr-00150-BLF-3

**ORDER GRANTING IN PART
DEFENDANT MENDOZA'S MOTION
FOR EARLY PRETRIAL
DISCLOSURES BY THE
GOVERNMENT**

[Re: ECF 188]

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14 Defendant Araceli Mendoza's Motion for Early Pretrial Disclosures by the Government
15 was heard on February 18, 2020. Defendant seeks an order directing the Government to provide
16 early disclosure of "(1) expert witness and *Bruton* information and materials; (2) Federal Rule of
17 Evidence 404(b) information and materials; and, (3) *Jencks/Brady/Giglio* information and
18 materials and case-related grand jury materials." Def.'s Motion at 1, ECF 188. Defendant
19 requests disclosure of these materials on or about March 13, 2020, four months in advance of the
20 July 13, 2020 trial date. *See id.* at 2.

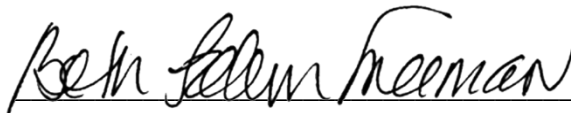
21 The Government opposes Defendant's request for disclosure of these materials four
22 months before trial. As the Government points out, disclosure of *Jencks* material is required only
23 after the witness's direct examination. *See* 18 U.S.C. § 3500(a), (b); Fed. R. Crim. P. 26.2(a). The
24 Government asserts that disclosure of other materials so far in advance of trial is not practicable,
25 as the Government is still in the process of deciding what witnesses and evidence it will present.
26 The Government has offered to provide all materials thirty days before trial. *See* Gov't's Opp. at
27 2, ECF 189. As it stated on the record at the hearing, the Court finds the Government's offer to be
28 reasonable.

1 Accordingly, for the reasons stated on the record at the February 18, 2020 hearing and in
2 this order, Defendant Mendoza's Motion for Early Pretrial Disclosures by the Government is
3 GRANTED IN PART. Consistent with the Government's offer, the Government SHALL produce
4 the materials at issue on or before June 12, 2020.¹

5 This order terminates ECF 188.

6 IT IS SO ORDERED.

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8 Dated: February 19, 2020


BETH LABSON FREEMAN
United States District Judge

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¹ June 12, 2020 actually is thirty-one days before trial; June 13, 2020, which is thirty days before trial, falls on a Saturday.